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**Sir:**

In response to the Notice to File Missing Parts of Nonprovisional Application dated December 13, 2001, Applicant submits herewith (1) a copy of the Declaration and Power of Attorney from parent application, U.S. Application No. 08/452,490, to which this application claims the benefit of priority; (2) the required surcharge fee of \$130.00; (3) filing fee of \$740.00; (4) extra claims fee of \$84.00; and (5) a copy of the Notice to File Missing Parts of Nonprovisional Application.

**FINNEGAN  
HENDERSON  
FARABOW  
GARRETT &  
DUNNER LLP**

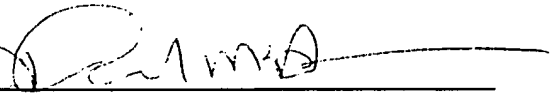
1300 I Street, NW  
Washington, DC 20005  
202.408.4000  
Fax 202.408.4400  
[www.finnegan.com](http://www.finnegan.com)

Please grant any extensions of time required to enter this response, and charge any additional required fees to our deposit account no. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: January 18, 2002

By:   
Roland G. McAndrews, Jr.  
Reg. No. 41,450

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FARABOW  
GARRETT &  
DUNNER LLP

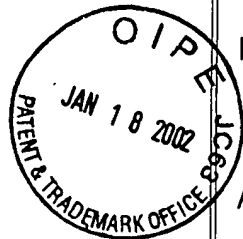
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Section 101

PATENT  
Customer No. 22,852  
Attorney Docket No. 5884.0020-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of:

Frampton E. ELLIS, III

Application No.: 09/993,665

Filed: November 27, 2001

For: SHOE SOLE STRUCTURES

)  
)  
) Group Art Unit: 3728  
)  
) Examiner: Unknown  
)  
)  
)  
)  
)

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

TRANSMITTAL LETTER

Enclosed please find the following:

1. Response to Notice to File Missing Parts of Nonprovisional Application (2 pages) with a copy of the Notice (1 page) and Declaration from parent application (2 pages);
2. Check in the amount of \$954.00 to cover the \$130.00 surcharge fee, filing fee of \$740.00, and extra claims fee of \$84.00.

The extra claims fee is calculated as follows:

Basic Application Filing Fee					\$740	\$ \$740.00
	Number of Claims		Basic	Extra Claims		
Total Claims	20	-	20	0	x \$18	0.00
Independent Claims	4	-	3	1	x \$84	\$ 84.00
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$280	
Subtotal						\$ 824.00
Reduction by 1/2 if small entity						-
TOTAL APPLICATION FILING FEE						\$ 824.00

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HENDERSON  
FARABOW  
GARRETT &  
DUNNER LLP

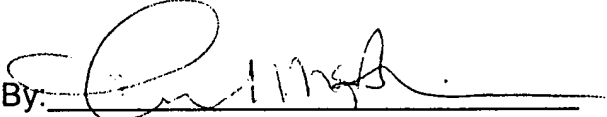
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Washington, DC 20005  
202.408.4000  
Fax 202.408.4400  
www.finnegan.com

Please grant any extensions of time required and charge any additional required fees to our deposit account no. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: January 18, 2002

By:   
Roland G. McAndrews, Jr.  
Reg. No. 41,450

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/993,665	11/27/2001	Frampton E. Ellis III	05884.0020-03000 (ELL004-

CONFIRMATION NO. 1491

## FORMALITIES LETTER



\*OC000000007190334\*

22852  
FINNEGAN, HENDERSON, FARABOW, GARRETT &  
DUNNER LLP  
1300 T STREET, NW  
WASHINGTON, DC 20005

COPY OF PAPERS  
ORIGINALLY FILED

Date Mailed: 12/13/2001



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

Adjustment date: 02/28/2002 SSALEEKU  
01/28/2002 MAHME1 00000049 500462 09993665  
01 FC:103 162.00 CR

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice **MUST** be returned with the reply.

*Ahmad*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/29/2002 MAHME1 00000058 09993665

01 FC:105 130.00 OP

Refund Ref:  
01/29/2002 MAHME1 0000113751 *WE*

CHECK Refund Total: \$824.00